

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

DANIEL ESPINOZA,

Defendant.

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8:12CR311

ORDER

This matter is before the court on defendant's SECOND MOTION TO EXPAND PRETRIAL MOTION DEADLINES [222]. For good cause shown, I find that the motion should be granted. The defendant will be given an approximate 15-day extension. Pretrial Motions shall be filed by December 5, 2012.

IT IS ORDERED:

1. Defendant's SECOND MOTION TO EXPAND PRETRIAL MOTION DEADLINES [222] is granted. Pretrial motions shall be filed on or before **December 5, 2012**.

2. The ends of justice have been served by granting such motion and outweigh the interests of the public and the defendant in a speedy trial. The additional time arising as a result of the granting of the motion, i.e., **the time between November 20, 2012 and December 5, 2012**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act for the reason defendant's counsel required additional time to adequately prepare the case, taking into consideration due diligence of counsel, and the novelty and complexity of this case. The failure to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(8)(A) & (B).

DATED this 19th day of November, 2012.

BY THE COURT:

**s/ F.A. Gossett
United States Magistrate Judge**